

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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NANCY BERNSTEIN-LORENZ,)
Plaintiff,) 2:11-cv-01034-JCM-CWH
vs.) ORDER
DANIEL DAVID GULLICK, *et al.*)
Defendants.)

This matter is before the Court on Defendant's FRCP 45 Motion for Order Compelling Production of Plaintiff's Controlled Substances Utilization Report by the Nevada State Board of Pharmacy/Nevada Controlled Substances Task Force (#53), filed May 2, 2012. The Nevada Board of Pharmacy filed a Statement of Non-Opposition (#58) on May 16, 2012. Plaintiff did not file an opposition.

Pursuant to Local Rule 7-2(d), “[t]he failure of an opposing party to file points and authorities in response to any motion shall constitute a consent to the granting of the motion.” Given that the Nevada Board of Pharmacy has indicated its non-opposition and Plaintiff failed to file an opposition, Defendant’s motion (#53) is granted. The Nevada Board of Pharmacy shall produce Plaintiff’s controlled substances utilization report for the period of July 20, 2005, through July, 20, 2012. *See* Ex. B attached to Def.’s Mot. (#53).

Based on the foregoing and good cause appearing therefore,

IT IS HEREBY ORDERED that Defendant's FRCP 45 Motion for Order Compelling Production of Plaintiff's Controlled Substances Utilization Report by the Nevada State Board of Pharmacy/Nevada Controlled Substances Task Force (#53) is **granted**.

DATED this 23rd day of May, 2012.

C.W. Hoffman, Jr.